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Applicant : Tommy Ekstrom  
Serial No. : 09/367,950  
Filed : August 18, 1999  
Title : NEW USE

Art Unit : 1617  
Examiner : Jennifer Kim

**BOX AF**

Commissioner for Patents  
Washington, D.C. 20231

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated April 15, 2002, finally rejecting claims 13-34.

A petition for an extension of time including a check for the extension fee under 37 CFR §1.136 to extend the time to respond to the final rejection for 6 month(s) to and including October 15, 2002 is enclosed.

A check in the amount of \$320 for the appeal fee is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date:

Oct. 9, 2002  
Fish & Richardson P.C.  
225 Franklin Street  
Boston, Massachusetts 02110-2804  
Telephone: (617) 542-5070  
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Janis K. Fraser, Ph.D., J.D.  
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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

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I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit

Signature

Typed or Printed Name of Person Signing Certificate

October 9, 2002

Julia Scherby  
Julia Scherby